

Attorney Heather H. Kruthers (for Petitioner Public Guardian)

## Fourth Account Current and Report of Conservator and Petition for Allowance of Compensation to Conservator and Attorney

			<b>PUBLIC GUARDIAN</b> , Conservator of the Estate, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			<b>Account period: 8/1/2013 – 12/31/2015</b>	<b>Note:</b> If the <i>Petition</i> is granted, Court will set a status hearing as follows:
Cont. from			Accounting - <b>\$2,172,900.29</b>	
			Beginning POH - <b>\$1,982,272.80</b>	
			Ending POH - <b>\$1,991,354.83</b> (\$222,147.62 is cash)	
	Aff.Sub.Wit.			
✓	Verified			<ul style="list-style-type: none"> <li><b>Thursday, March 1, 2018, at 9:00 a.m. in Dept. 303</b> for filing of the fifth account.</li> </ul>
	Inventory		Conservator - <b>\$3,502.40</b> (15.90 Deputy hours @ \$96/hr and 26.0 Staff hours @ \$76/hr)	Pursuant Local Rule 7.5, if the document noted above is filed 10 days prior to the date listed, the hearing will be taken off calendar and no appearance will be required.
	PTC			
	Not.Cred.			
✓	Notice of Hrg		Attorney - <b>\$1,500.00</b> (less than \$2,500.00 per Local Rule)	
✓	Aff.Mail	W/		
	Aff.Pub.		Bond fee - <b>\$12,202.91</b> (OK)	
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
✓	2620			
✓	Order			
	Aff. Posting			Reviewed by: LEG
	Status Rpt			Reviewed on: 3/21/16
	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 1- Amelino

Guardian Bradshaw, Alicia Ann (pro per – maternal great-aunt)  
 Petitioner Salvador, Krystal (pro per – Petitioner)

## Petition for Termination of Guardianship

		<b>KRYSTAL SALVADOR</b> , mother, is Petitioner.  <i>~Please see Petition for details~</i>  Court Investigator filed a report on 11/06/15.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 1/25/2016.</u> Minute Order states Ms. Salvador requests a continuance due to the Guardian's pregnancy. (Note: All defects noted for the last hearing have been cured.)	
Cont. from 111615, 012516				
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input checked="" type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input checked="" type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
			Reviewed by: JF / LEG Reviewed on: 3/21/16 Updates: 3/24/16 Recommendation: File 2 – Salvador	

**3A In the Matter of the Verni Family Trust****Case No. 10CEPR00639**

**Attorney** Joseph Marchini; J. Jackson Waste; of Baker Manock & Jensen (for Petitioner Carmela DeSantis, daughter and Trust Beneficiary)

**Attorney** Kenneth Baldwin; Timothy Thompson; Nikole Cunningham; of McCormick Barstow (for Co-Trustee Nicola "Nick" Verni, son)

**Attorney** L. Kim Aguirre, of Gromis & Aguirre (for Co-Trustee Antonietta "Rosa" Verni, daughter)

**Attorney** John Phillips; of Wild, Carter & Tipton (for Leonard "Dino" Verni, son)

**Attorney** Jeffrey Bohn, sole practitioner (for Erlinda M. Verni, surviving spouse)

**Status Hearing**

Leonarda DOD: 7/31/2000	<b>CARMELA DeSANTIS</b> , daughter and Trust Beneficiary, filed the following pleadings in this matter: <ul style="list-style-type: none"> <li>Petition to Remove Trustees; Appoint Receiver; Surcharge Trustees; Deny Trustees Compensation; Impose Constructive Trust on Assets; and Cause Proceedings to Trace and Recover Assets on 7/26/2012.</li> <li>Amended Objections to First Account Current of Trustee, and Objections to Second Account Current of Trustee on 7/26/2012.</li> <li>Petition to Construe Trust Provision on 7/26/2012.</li> <li>Petition to Establish Claim of Ownership, in Favor of Trust, to Property and for Order Directing its Transfer to the Trustees to Hold in Trust on 8/14/2012;</li> <li>Petition for Review of Accounts and Acts of Trustees on 9/25/2013.</li> </ul>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Page 3B</b> is the <i>Petition to Remove Trustees, etc.</i> <b>Page 3C</b> is the <i>Petition to Construe Trust Provision.</i> <b>Page 3D</b> is the <i>Petition to Establish Claim of Ownership in Favor of Trust to Property, etc.</i> <b>Page 3E</b> is the <i>Petition for Review of Accounts and Acts of Trustees.</i>  <b>Continued from 11/30/2015.</b> Minute Order states Counsel reports that appeals will be setting the matter in January, and they are hoping for a decision in February; request a continuance to the end of March. Matter is continued to 3/28/2016.  <b>Note:</b> Court records show no future hearing is set for the <i>Estate of Saverio Verni</i> , Case 10CEPR00419; Court may set a Probate Status Hearing regarding the post-appeal disposition of the <i>Second Amended Petition to Set Aside the Non-Probate Transfer of Community Property</i> filed by Erlinda Verni.
Saverio DOD: 5/25/2009		
Cont. from 032114, 053014,080414, 091514, 031615, 062215, 081715, 113015		
Aff.Sub.Wit.		
✓ Verified		
Inventory		
PTC		
✓ Status Rep.		
Notice of Hrg	<b>NICOLA "NICK" VERNI</b> , son and Successor Trustee of the <b>SURVIVOR'S TRUST</b> , and <b>ANTONIETTA "ROSA" VERNI</b> , daughter and Trustee of the <b>MERGED FAMILY SUB-TRUST</b> , filed the following pleadings in this matter: <ul style="list-style-type: none"> <li>Response to Petition to Remove Trustees, etc. on 9/27/2012.</li> <li>Response to Petition to Construe Trust Provision on 9/27/2012.</li> <li>Response to Petition to Establish Claim of Ownership on 9/27/2012.</li> <li>Response to Petition for Review of Accounts and Acts of Trustees on 12/5/2013.</li> </ul>	<b>Reviewed by:</b> LEG <b>Reviewed on:</b> 3/21/16 <b>Updates:</b> <b>Recommendation:</b> <b>File 3A – Verni</b>
✓ Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202	~Please see additional page~	
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

**3A**

**Petitioner Carmela DeSantis' Status Report filed by Attorney Joseph Marchini on 3/18/2016 states:**

- Petitioner has several pending petitions and several objections to trustee accountings pending before the court in this matter *[list of petitions and objections omitted]*;
- The trustees have provided, but not filed with the Court, accountings for 2012 (fourth account current), 2013 (fifth account current), and 2014 (sixth account current); Petitioner is reviewing these for possible objection.
- Petitioner has deposed numerous produce buyers who engaged in transactions posted to the first and second accountings; the depositions of the accountants who prepared the accounts are still to be taken;
- **Open discovery:** Petitioner has deposed numerous produce buyers who engaged in transactions posted to the first and second accountings; the depositions of the accountants who prepared the accountings are still to be taken;
- **Petition to Construe:** This petition was severed from other matters for separate trial in the belief that the resolution of this matter might streamline litigation of the others;
- On 8/4/2014, the Court issued its *Statement of Decision*; the Appeal has been heard, and the trial court's judgment affirmed.
- **Future Litigation:** Counsel for Trustee Nick Verni and counsel for Mrs. DeSantis have begun very general discussions regarding which matters remained to be tried and how this matter might be resolved short of trial; Mrs. DeSantis requires that this matter be continued for **90 days** so that these discussions may be completed.

**Trustee [Nicola Verni's] Status Report filed by Attorney Timothy L. Thompson on 3/18/2016 states:**

- On 9/22/2014, after trial in this matter held before the Honorable Robert H. Oliver, judgment was entered in favor of the Trustees as to the *Petition to Construe Trust Provisions*;
- A *Notice of Appeal* was filed by Petitioner, Carmela DeSantis, on 1/23/2015;
- The parties submitted their respective briefs, oral argument was held on 1/25/2016, and on 1/27/2016, the Appellate Court issued its Opinion affirming the judgment and awarding costs on appeal to the Respondent Trustees;
- Petitioner DeSantis' opportunities to petition the District Court of Appeal for rehearing or reconsideration or to petition the Supreme Court for review have expired and the Appellate Court's remittitur is expected to be issued within the next 30 days;
- The remaining issues in this matter include the *Petition to Remove Trustees; Appoint Receiver; Surcharge Trustees; Deny Trustees Compensation; Impose Constructive Trust on Assets; and Cause Proceedings to Trace and Recover Assets*; the ruling in favor of Trustees on the trust interpretation issue has removed the necessity to trace and recover *inter-vivos* gifts and potentially resolves some of the remaining accounting issues;
- During the pendency of the appeal, there has been no discovery conducted or discussion between the parties to attempt to resolve the remaining issues;
- Following the Appellate Court's Decision, he [Attorney Thompson] has spoken to opposing counsel Mr. Marchini, and based upon those discussions he is optimistic that the parties will be able to discuss a resolution of the remaining issues without further litigation;
- We are in the process of gathering information regarding the value of certain assets in the trust which need to be distributed pursuant to the trust terms; primarily, this will involve obtaining appraisals of real property; once those values are obtained, they intend to work with opposing counsel and the other parties to resolve the remaining issues;
- They request this matter be continued for a further Case Management Conference for at least **90 days** to allow the parties to conduct the necessary work and discussions to see if the matter can be resolved.

**3B In the Matter of the Verni Family Trust (Trust)****Case No. 10CEPR00639**

**Attorney** Joseph Marchini; J. Jackson Waste; of Baker Manock & Jensen (for Petitioner Carmela DeSantis, daughter and Trust Beneficiary)

**Attorney** Kenneth Baldwin; Timothy Thompson; Nikole Cunningham; of McCormick Barstow (for Co-Trustee Nicola "Nick" Verni, son)

**Attorney** L. Kim Aguirre, of Gromis & Aguirre (for Co-Trustee Antonietta "Rosa" Verni, daughter)

**Attorney** John Phillips; of Wild, Carter & Tipton (for Leonard "Dino" Verni, son)

**Attorney** Jeffrey Bohn, sole practitioner (for Erlinda M. Verni, surviving spouse)

**Petition to:** (1) Remove Trustees; (2) Appoint Receiver; (3) Surcharge Trustees; (4) Deny Trustees Compensation; (5) Impose Constructive Trust on Assets; and (6) Cause Proceedings to Trace and Recover Assets [Prob. C. 15642, 16420 & 17200]

Leonarda DOD: 7/31/2000	<p><b>CARMELA DeSANTIS</b>, daughter and Trust Beneficiary, is Petitioner.</p> <p><b>Petitioner states:</b></p> <ul style="list-style-type: none"> <li>The <b>VERNI FAMILY TRUST of 1999</b> was created by <b>SAVERIO VERNI</b> and <b>LEONARDA VERNI</b> on 6/10/1999, and was amended once by Settlor on the following day, 6/11/1999; Leonarda died on 7/31/2000, thereby causing the Trust to be divided into three sub-trusts: the <b>VERNI MARITAL TRUST</b>, the <b>VERNI FAMILY TRUST</b>, (which was amended once during both Trustors' lifetimes), and the <b>VERNI SURVIVOR'S TRUST</b> (copies of Trusts attached as Exhibit A); following Leonarda's death, Saverio amended the <b>SURVIVOR'S TRUST</b> seven times, with the <i>Eighth Amendment</i> (the final) amending the <b>SURVIVOR'S TRUST</b> in its entirety;</li> <li>Saverio served as sole trustee of the three sub-trusts until his death on 5/25/2009, and upon his death the Marital Sub-Trust terminated and its principal was added to the Family sub-trust, which became the <b>MERGED FAMILY SUB-TRUST</b>;</li> <li>Pursuant to the Trust terms, <b>ANTONIETTA ROSA VERNI</b>, daughter, is first appointed and currently serves as Successor Trustee of the Merged Family Sub-Trust; pursuant to the <i>Eighth Amendment</i> to Trust, <b>NICOLA VERNI</b>, son, is first appointed and currently serves as Successor Trustee of the <b>SURVIVOR'S TRUST</b>;</li> <li>The beneficiaries of each of the Sub-Trusts are the Settlor's five children: <b>ANTONIETTA ROSA VERNI (Rosa)</b>, <b>NICOLA VERNI (Nick)</b>, <b>LEONARD VERNI (Dino)</b>, <b>MARIA STANZIALE</b>, and <b>CARMELA DeSANTIS</b> (Petitioner); and specific distributions from the Survivor's Sub-Trust are to <b>ERLINDA MARCIANO VERNI (\$200,000.00)</b> and <b>ST. ANTHONY OF PADUA CATHOLIC CHURCH (\$200,000.00)</b>;</li> <li>Following the death of Saverio and Leonarda, the Merged Family Sub-Trust names Rosa as First Successor Appointee, and Maria as Second Successor Appointee; Eighth Amendment provides that upon Saverio's ceasing to act as trustee, Nick will serve as trustee of the Survivor's Sub-Trust;</li> <li><b>Petitioner seeks a Court order pursuant to Probate Code § 15642 removing Rosa as trustee of the Merged Family Sub-Trust, and removing Nick as trustee of the Survivor's Sub-Trust; Petitioner also seeks a determination by the Court that Dino is not qualified to serve as next successor trustee of the Survivor's Sub-Trust.</b></li> </ul>	NEEDS/PROBLEMS/ COMMENTS:
Saverio DOD: 5/25/2009		<u>Continued from 11/30/2015.</u>
Conf. from 091112, 100212, 120512, 010313, 022113, 032213, 052413, 062113, 062813, 083013, 092713, 103013, 120613, 012714, 032114, 053014, 080414, 091514, 031615, 062215, 081715, 113015		
Aff.Sub.W		
✓ Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		X
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
✓ Pers.Serv.		
Conf. Screen		
Letters		
Duties/S		
Objection		
Video Receipt		
CI Report		
9202		
✓ Order		
Aff. Post		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
	<p><b>Reviewed by:</b> LEG</p> <p><b>Reviewed on:</b> 3/21/16</p> <p><b>Updates:</b></p> <p><b>Recommendation</b></p> <p><b>File 3B – Verni</b></p>	

**3B****Dept. 303, 9:00 a.m. Monday, March 28, 2016**

<div>Leonarda DOD: 7/31/2000</div> <div>Saverio DOD: 5/25/2009</div> <div> Conf. from 100212, 120512, 010313, 022113, 032213, 052413, 062113, 062813, 083013, 092713, 103013, 120613, 012714, 032114, 053014, 080414, 091514, 031615, 062215, 081715, 113015 </div> <div> <div>Aff.Sub.W</div> <div>✓ Verified</div> <div>Inventory</div> <div>PTC</div> <div>Not.Cred.</div> <div>✓ Notc Hrg</div> <div>Aff.Mail</div> <div>Aff.Pub.</div> <div>Sp.Ntc.</div> <div>✓ Pers.Serv.</div> <div>Conf. Screen</div> <div>Letters</div> <div>Duties/S</div> <div>Objectn</div> <div>Video Receipt</div> <div>CI Report</div> <div>9202</div> <div>✓ Order</div> <div>Aff. Post</div> <div>Status Rpt</div> <div>UCCJEA</div> <div>Citation</div> <div>FTB Notc</div> </div>	<div>CARMELA DeSANTIS, daughter and Trust Beneficiary, is Petitioner. Petitioner states:</div> <ul style="list-style-type: none"> <li>The <b>VERNI FAMILY TRUST of 1999</b> was created by <b>SAVERIO VERNI</b> and <b>LEONARDA VERNI</b> on 6/10/1999, and was amended once by Settllors on the following day, 6/11/1999; Leonarda died on 7/31/2000, thereby causing the Trust to be divided into three sub-trusts: the <b>VERNI MARITAL TRUST</b>, the <b>VERNI FAMILY TRUST</b>, (which was amended once during both Trustors' lifetimes), and the <b>VERNI SURVIVOR'S TRUST</b> (<i>copies of Trusts attached as Exhibit A</i>);</li> <li>The instant petition relates to a provision contained in the <b>SURVIVOR'S SUB-TRUST</b>; over Petitioner's objections, Trustees Nick and Rosa have provided a commingled accounting for the Merged Family and Survivor's Sub-Trusts, which fails to segregate each Sub-Trust's assets, liabilities, receipts and disbursements;</li> <li>The failure to appropriately segregate assets, liabilities, receipts and disbursements among the Sub-Trusts prevents the Court, trustee and beneficiaries from determining the size and holdings of the <b>SURVIVOR'S SUB-TRUST</b>; because the <b>SURVIVOR'S SUB-TRUST</b> will be used to fund the above-referenced equalization provision, any appropriate increase in size to that particular Sub-Trust will allow greater realization of the Trustor's intent and will provide a means for effectuating the equalization of prior distributions; conversely, any inappropriate decrease in the size of the <b>SURVIVOR'S SUB-TRUST</b> will undermine the Trustor's intent and deny the Trustee the ability to effectuate an equalization;</li> <li><b>The Trustee of the SURVIVOR'S SUB-TRUST believes that distributions made during Saverio's lifetime should <u>not</u> be considered for purposes of the equalization process; Petitioner believes this to be contrary to the language of the provision and intent of the Trustor.</b></li> <li><b>Petitioner requests a judicial declaration from the Court concerning the proper construction of Subsection1, of Section B, or Article IV of the SURVIVOR'S SUB-TRUST</b> [<i>refer to copy of Trust or Paragraph 11 of Petition for exact language requiring apportionment of the residue of the trust estate into equal shares for Trustor's living children.</i>]</li> </ul>	<div>NEEDS/PROBLEMS/COMMENTS:</div> <div>Continued from 11/30/2015.</div> <div>Note: Additional notes pages originally prepared with respect to this petition have been omitted.</div> <div>Reviewed by: LEG</div> <div>Reviewed on: 3/21/16</div> <div>Updates:</div> <div>Recommendation:</div> <div>File 3C – Verni</div>
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**3D In the Matter of the Verni Family Trust (Trust) Case No. 10CEPR00639**

**Attorney** Joseph Marchini; J. Jackson Waste; of Baker Manock & Jensen (for Petitioner Carmela DeSantis, daughter and Trust Beneficiary)

**Attorney** Kenneth Baldwin; Timothy Thompson; Nikole Cunningham; of McCormick Barstow (for Co-Trustee Nicola "Nick" Verni, son)

**Attorney** L. Kim Aguirre, of Gromis & Aguirre (for Co-Trustee Antonietta "Rosa" Verni, daughter)

**Attorney** John Phillips; of Wild, Carter & Tipton (for Leonard "Dino" Verni, son)

**Attorney** Jeffrey Bohn, sole practitioner (for Erlinda M. Verni, surviving spouse)

**Petition to Establish Claim of Ownership, in Favor of Trust, to Property and for Order Directing its Transfer to the Trustees to Hold in Trust (Prob. C. 850, 17200.1)**

Leonarda DOD: 7/31/2000	<b>CARMELA DeSANTIS</b> , daughter and Trust Beneficiary, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b><u>Continued from 11/30/2015.</u></b>  <b>Note:</b> Additional notes pages originally prepared with respect to this petition have been omitted.
Saverio DOD: 5/25/2009		
Conf. from 100212, 120512, 010313, 022113, 032213, 062113, 062813, 083013, 092713, 103013, 120613, 012714, 032114, 053014, 080414, 031615, 062215, 081715, 113015	<b>Summary of Petitioner's requests for specific relief:</b>	
<input type="checkbox"/> Aff.Sub.W	1. Determining that the following is property of the Trust estate:	
<input checked="" type="checkbox"/> Verified	(a) <b>Almond crops:</b> (i) The almond meat inventory on hand at the date of Saverio's death; (ii) all almond crops grown on Trust land since Saverio's death; and (iii) proceeds from the sale of the almond inventory and crops;	
<input type="checkbox"/> Inventory	(b) <b>Olive crops:</b> (i) The olive oil, olive crop and olive inventory on hand at the date of Saverio's death; (ii) all olive crops grown on Trust land since Saverio's death; and (iii) proceeds from the sale of the olive oil, inventory and crops;	
<input type="checkbox"/> PTC	(c) <b>Other crops (Stone Fruit, Grapes, Etc.):</b> (i) The inventory of other crop grown on Trust land, on hand at the time of Saverio's death but not reported in the Trustee's First Account; (ii) all such crops grown on Trust land since Saverio's death and during 2009; and (iii) proceeds from the sale of the inventory and crops;	
<input type="checkbox"/> Not.Cred.	(d) <b>Other Inventory on Hand:</b> (i) The inventory of firewood and olive oil on hand at the time of Saverio's death but not reported in the Trustee's First Account; (ii) all such items produced from products grown on Trust land since Saverio's death and during 2009; [and (iii) proceeds from the sale of the other inventory;]	
<input type="checkbox"/> Notice of Hrg	(e) <b>Proceeds from Sale of Trust Real Property:</b> The money received by Nick and Dino from DeYoung Properties in connection with the option to purchase land and used by DeYoung Properties to actually purchase Trust land which sum is believed to be not less than <b>\$1,000,000.00</b> ;	
<input type="checkbox"/> Aff.Mail	2. Directing each of the beneficiaries in possession or holding the property to transfer such property to the Trustees to hold for the benefit of the Trust and the appropriate Sub-Trust(s);	
<input type="checkbox"/> Aff.Pub.	3. Directing each of the beneficiaries in possession or holding any proceeds from the sale or exchange of any of the property to transfer such proceeds to the Trustees to hold for the benefit of the Trust and the appropriate Sub-Trust(s);	
<input type="checkbox"/> Sp.Ntc.	4. For judgment in favor of the Trustees of the Trust against any beneficiary who received the Trust property and proceeds, in an amount to be determined and as required to compensate for all of the detriment and damages cause to the Trust; and	
<input checked="" type="checkbox"/> Pers.Serv.	5. For treble damages pursuant to Probate Code § 859.	
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/S		
<input type="checkbox"/> Objection		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Post		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		<b>Reviewed by:</b> LEG
		<b>Reviewed on:</b> 3/21/16
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 3D - Verni</b>

3D

Dept. 303, 9:00 a.m. Monday, March 28, 2016

**3E In the Matter of the Verni Family Trust (Trust)**

Case No. 10CEPR00639

Attorney Joseph Marchini; J. Jackson Waste; of Baker Manock & Jensen (for Petitioner Carmela DeSantis, daughter and Trust Beneficiary)

Attorney Kenneth Baldwin; Timothy Thompson; Nikole Cunningham; of McCormick Barstow (for Co-Trustee Nicola "Nick" Verni, son)

Attorney L. Kim Aguirre, of Gromis & Aguirre (for Co-Trustee Antonietta "Rosa" Verni, daughter)

Attorney John Phillips; of Wild, Carter & Tipton (for Leonard "Dino" Verni, son)

Attorney Jeffrey Bohn, sole practitioner (for Erlinda M. Verni, surviving spouse)

**Petition for Review of Accounts and Acts of Trustees [Prob. C. 16063(a)(5); 17200(b)(5)]**

Leonarda DOD: 7/31/2000	<b>CARMELA DeSANTIS</b> , daughter and Trust Beneficiary, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <u>Continued from 11/30/2015.</u>  <b>Note:</b> Petitioner requests the Court <b>review</b> and <b>disallow</b> the Second, Third and Fourth Accounts. Because the subject accounts are attachments by Petitioner and have not been duly filed with the Court by the Co-Trustees as the fiduciaries, the accounts have not been reviewed by the Court.
Saverio DOD: 5/25/2009		
Cont. from 120613, 012714, 032114, 053014, 080414, 091514, 031615, 062215, 081715, 113015	<b>Summary of Petitioner's requests in the Prayer for Relief:</b>	
<input type="checkbox"/> Aff.Sub.Wit.	<ul style="list-style-type: none"> <li>That each of the Second, Third, and Fourth Accounts Current submitted to Petitioner by the Co-Trustees be disallowed;</li> <li>That the Co-Trustees, and each of them, be ordered to compensate the estate for any loss caused by their acts and omissions;</li> <li>That the Trustees be directed to prepare and file a true and full account of their acts and proceedings within such time as may be allowed by this Court; and</li> <li>That Petitioner be reimbursed attorney's fees and costs.</li> </ul>	
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input type="checkbox"/> Notice of Hrg		
<input type="checkbox"/> Aff.Mail	<b>Petitioner states the following in support of the requests for relief:</b>	
<input type="checkbox"/> Aff.Pub.	<b>Accounts Provided by the Trustees</b>	
<input type="checkbox"/> Sp.Ntc.	<ul style="list-style-type: none"> <li>On or about 8/26/2010, the Co-Trustees, Rosa and Nick Verni, filed a <i>First Account Current and Report of Trustees and Petition for its Settlement</i>;</li> <li>On 10/5/2010, Petitioner filed written objections to the <i>First Account Current</i> based on, among other things, the limited scope of the Account, the Trustees' failure to render separate accountings for each Sub-Trust, the failure to provide information pertaining to transactions involving the Trustees, as well as with respect to various farming operations being managed by the Trustees on behalf of the Trust;</li> <li>At Petitioner's request, the Trustees provided Petitioner with a <i>Second Account Current</i>, covering the period of 1/1/2010 through 12/31/2010.</li> </ul>	
<input type="checkbox"/> Pers.Serv.		
<input type="checkbox"/> Conf. Screen		
<input type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp		
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
	<b>~Please see additional page~</b>	
		<b>Reviewed by:</b> LEG
		<b>Reviewed on:</b> 3/21/16
		<b>Updates:</b>
		<b>Recommendation:</b>
		<b>File 3E – Verni</b>

3E



**Petitioner states, continued:**

- On 7/26/2012, Petitioner filed written *Objections to Second Account Current*, and attached a copy of the *Second Account Current (copy of the Objections to Second Account Current filed by Petitioner on 7/26/2012 attached as Exhibit B)*;
- The *Second Account Current* continued to be deficient in the same respects as noted with respect to the *First Account Current*, among others;
- In spite of Petitioner's repeated objections, the Trustees continue to fail to properly account to Petitioner and other beneficiaries, as required by the terms of the Trust and Probate Code § 16062 et seq., in the *Third Account Current*, covering the period of 1/1/2011 through 12/31/2011, mailed to Petitioner at her request on or about 11/19/2012, and the *Fourth Account Current* covering the period of 1/1/2012 through 12/31/2012, mailed to Petitioner at her request on or about 4/19/2013;
- The manner in which such Accounts are deficient is further described in Petitioner's *Objections to Third Account Current*, attached as *Exhibit C*, and Petitioner's *Objections to Fourth Account Current* attached as *Exhibit D*;
- Article 11, Section 4 of the Trust requires the Trustees to render an accounting upon written request of any beneficiary;
- To date, the Trustees have failed to provide adequate accounts in response to Petitioner's requests pursuant to this provision, thereby necessitating this request that the Court review the Second, Third and Fourth Accounts Current and the acts of the Trustees.

**Response to Petition for Review of Accounts and Acts of Trustees filed on 12/5/2013 by Trustees Nick Verni and Rosa Verni states:**

- Trustees admit that they filed the First Account Current and Report of Trustees and Petition for Settlement on 8/26/2010; Trustees further admit that Petitioner filed written objections to the First Account Current on 10/5/2010; however, Trustees deny that any deficiencies exist, legal or otherwise, in the First Account Current;
- Trustees admit that they submitted the Second Account Current to Petitioner; Trustees further admit that Petitioner filed written objections to the Second account current on 7/26/2012; however, Trustees deny that any deficiencies exist, legal or otherwise, in the Second Account Current;
- Trustees admit that they submitted the Third Account Current to Petitioner on or about 11/19/2012; Trustees further admit that they submitted the Fourth Account Current to Petitioner on or about 4/19/2013; however, Trustees deny that any deficiencies exist, legal or otherwise, in the Third Account Current and Fourth Account Current;
- The Trustees have filed a full account of their acts and proceedings during the period embraced thereby, and their Report and Account should be allowed and approved;
- Trustees expressly deny that any of the Second, Third and Fourth Accounts Current are deficient or otherwise fail to comply with the Trust or the requirements set forth in the Probate Code.

**Trustees pray for an Order of this Court finding that:**

1. The objections of Petitioner be dismissed;
2. All acts and transactions of the Trustees as reflected in the Account and Report be ratified and confirmed;
3. The Trustees be authorized and directed to continue the administration of the Sub-Trusts until such time as the remaining tasks discussed herein are accomplished, the remaining legal actions discussed herein are resolved, and a plan of final distribution can be presented to the beneficiaries of the trust for their consent;
4. Petitioner take nothing by way of her Petition; and
5. Attorney's fees and costs of suit are awarded to Respondents.

**~Please see additional page~**

**Objections to Third Account Current of the Family Trust filed by CARMELA DESANTIS filed on 11/5/2015 states:**

- The Third Account has not yet been filed with the Court in connection with this matter; accordingly, a true and correct copy of the Third Account Current of the Family Trust is attached at Exhibit A;
- The objections concern the Third Account related to the Family Sub-trust, one of the 3 sub-trusts of the Verni Family Trust: the Marital Sub-trust, Family Sub-trust, and Survivor's Sub-trust;
- As of the date of the death of the surviving Trustor (Saverio Verni), the Marital Sub-trust and Family Sub-trust were merged into a single Family Sub-trust (the "Family Sub-trust");
- Respondent Antonietta Rosa Verni was at relevant times the Trustee of the Family Sub-trust; letter dated 10/21/2015 informed counsel that Rosa Verni has since resigned as Trustee of that Trust;
- Nick Verni is Trustee of the Survivor's Sub-trust;
- Objections to Third Account: The Third Account is incomplete in that it covers only the period of 1/1/2011 through 12/31/2011; the
- *[Detailed objections contained in Paragraphs 3 through 15, with Paragraph 16 stating that until Petitioner receives all information, she reserves the right to make further objections to the Third Account.]*
- **Objections to Third Account Current of the Survivor's Trust filed by CARMELA DESANTIS filed on 11/5/2015 states** in substantial form the same general allegations as the *Objections to the Third Account of the Family Trust*; *[Detailed objections contained in Paragraphs 3 through 15, with Paragraph 16 stating that until Petitioner receives all information, she reserves the right to make further objections to the Third Account.]*

**First and Final Account and Report of Conservator, Petition for Allowance of Fees to  
Conservator and Attorney, and Petition for Distribution**

Cont. from 011316, 022416		
	Aff.Sub.Wit.	
✓	Verified	
	Inventory	
	PTC	
	Not.Cred.	
✓	Notice of Hrg	
✓	Aff.Mail	W/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
	Letters	
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
✓	2620(c)	
✓	Order	
	Aff. Posting	
	Status Rpt	
	UCCJEA	
	Citation	
	FTB Notice	

**NEEDS/PROBLEMS/  
COMMENTS:**

**OFF CALENDAR**  
Order signed 3/24/16 per  
minute order 2/24/16.

<b>Reviewed by:</b> skc
<b>Reviewed on:</b> 3/24/16
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 4- Arevalo</b>

Attorney BALGLEY, ELISE M (of Newark, California for Howard Young – Petitioner – Administrator)

First and Final Account of Administrator and Petition for Allowance of Compensation to Administrator and Attorney for Ordinary Services and for Final Distribution

<b>DOD: 06/17/2013</b>		<b>HOWARD YOUNG</b> , son, was appointed Administrator with limited authority, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		Account period 08/01/2014 through 02/15/2016	<ol style="list-style-type: none"> <li>1. Need Amended Accounting. Account does not comply with Probate Code § 1060. Examiner is unable to review the petition in the format presented.</li> <li>2. Statutory Fee/Commissions is calculated incorrectly. Costs of Administration, payment of creditor's and costs of sale of real property should not be included in the fee base pursuant to Probate Code § 10800.</li> <li>3. Petition states Property on Hand is cash in the amount of \$165,341.69 however the Receipt for Blocked Account lists \$165,371.59 a difference of \$29.90. The Court may require clarification.</li> <li>4. Need Order. Local Rule 7.1 states a proposed Order shall be submitted with all pleadings that request relief. If the proposed order is not received in the Probate Filing Clerk's Office ten (10) days before the scheduled hearing, a continuance may be required.</li> </ol>
<b>Cont. from</b>		Accounting: <b>\$150,000.00</b> Beginning POH: <b>\$150,000.00</b> Ending POH: <b>\$165,341.69</b> (cash)	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	Administrator - <b>\$5,542.23</b> (Statutory)	
<input checked="" type="checkbox"/>	<b>Verified</b>		
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>		
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	w/ Administrator Costs - <b>\$2,722.82</b> (for maintaining/securing the estate)	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>	Attorney - <b>\$5,542.23</b> (Statutory)	
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>	09/05/2014 Attorney Reimbursement Costs - <b>\$2,493.00</b> (for Filing fees, Publication, Probate Referee)	
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>	Petitioner requests that he be allowed to pay from the estate \$11,211.32 for the Creditors Claim filed by Wells Fargo Dealer Services.	
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input checked="" type="checkbox"/>	<b>Order</b>	<b>Distribution, pursuant to intestate succession, is to:</b>  Howard Young - \$68,890.05  Joyce Hamilton - \$68,890.05	
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
			<b>Reviewed by:</b> LV
			<b>Reviewed on:</b> 03/22/2016
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 5- Young</b>

**First and Final Account and Report of Conservator, Petition for Allowance of Fees to Conservator of Estate and Attorney for Conservator**

			<p><b>ROCHELLE ROSENBALM</b>, Conservator with bond of \$774,480.48, is Petitioner.</p> <p><b>Petitioner states Letters issued 6/4/15; therefore, the account covers the period 6/4/15 – 12/31/15:</b></p> <p>Accounting: \$263,774.25 Beginning POH: \$218,891.19 Ending POH: \$ 12.90</p> <p><b>Petitioner states pending the resolution of various disputes, the Conservator informally managed the assets of the Conservatee commencing 11/1/14 – 6/3/15. Although not required to account, the Conservator has included an account for this interim period:</b></p> <p>Accounting: \$251,758.34 Beginning POH: \$214,625.45 Ending POH: \$221,272.84</p> <p>Petitioner states pursuant to <b>Order Granting the Amended Petition for Substituted Judgment</b> entered 7/29/15, Conservator a) amended the Lorraine Keehn 2014 Revocable Trust; b) amended the Lorraine Keehn Trust of 1993; and c) assigned and transferred the assets of the conservatorship estate to Rochelle Rosenbalm, Trustee of the Lorraine Keehn 2014 Revocable Trust.</p> <p><b>Conservator: \$11,640.00</b> (for 77.6 hours @ \$150/hr collecting income, paying expenses, managing estate property. Although Conservator is not seeking compensation for 35.8 hours expended in personal care of the Conservatee. See Itemization at Exhibit C. Petitioner is employed by Byers Accountancy Corporation and has over 13 years in public and private accounting.)</p> <p><b>Attorney: \$15,904.00</b> (for 49.70 attorney hours @ \$320/hr, itemized at Exhibit D.)</p> <p><b>Costs: \$938.45</b> (filing, cert. copies, recording, appraisal)</p> <p><b>Byers Accountancy Corporation: \$2,010.00</b> (preparation of this account)</p> <p style="text-align: center;"><b><u>SEE ADDITIONAL PAGES</u></b></p>	<p><b>NEEDS/PROBLEMS/COMMENTS:</b></p> <p style="text-align: center;"><b><u>SEE ADDITIONAL PAGES</u></b></p>
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W		
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
✓	Letters	6/4/15		
	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	2620(c)	X		
	Order	X		
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

## Page 2

**Petitioner states** due to the order for substituted judgment entered 7/29/15, she has transferred the assets of the conservatorship estate to Rochelle Rosenbalm, trustee of the Lorraine Keehn 2014 Revocable Trust. Therefore, the Conservatorship estate currently has insufficient cash on hand to satisfy the liabilities, obligations, and expenses of administration as set forth hereinabove. Ms. Rosenbalm, as trustee and assignee of the conservatorship estate, should be authorized and directed to pay and satisfy, on behalf of the conservator and the conservatorship estate, any and all sums the Conservator is authorized to pay.

**Petitioner provides additional schedules:**

- Schedule K – Purchases/changes in form of assets reflects accounts closed, reinvested dividends, stocks purchased
- Schedule L – Liabilities reflects \$107,485.20 previously authorized for various attorney fees and costs

**Petitioner prays for an order:**

1. Settling; allowing and approving the petition as filed;
2. Confirming and approving all acts of Petitioner as conservator as reflected in the accounts;
3. Authorizing and directing Petitioner to pay the Conservator's and Attorney's compensation and costs;
4. Authorizing and directing Petitioner to pay the Accountant's fees and costs.
5. Authorizing and directing Petitioner to pay and satisfy the liabilities described on Schedule L;
6. Authorizing Petitioner as trustee of the Lorraine Keehn 2014 Revocable Trust to pay and satisfy, on behalf of Petitioner as Conservator of the Estate, any and all sums authorized hereinabove;
7. Relieving Petitioner of the requirement of a bond, and her sureties be discharged and released from liability incurred thereafter; and
8. For such other and further relief as the Court deems proper.

**SEE ADDITIONAL PAGES**

Page 3 – NEEDS/PROBLEMS/COMMENTS:

1. Petitioner did not use the mandatory Judicial Council schedules, including Summary of Account GC-405.
2. Need account statements pursuant to Probate Code §2620(c)(2).
3. Petitioner did not serve the Conservatee, Lorraine Keehn, directly. (Notice was sent to Jennifer Walters, her Court-appointed attorney; however, Probate Code §1214 and Cal. Rule of Court 7.51 require direct notice to a Conservatee, unless dispensed.)
4. Petitioner provides an additional accounting for the period prior to issuance of Letters 11/1/14 – 6/3/15 that reflects Ending POH of \$221,272.84. However, the I&A as of 6/4/15 (the next day) indicates \$218,891.19, which amount is used as the Beginning POH for the period 6/4/15 – 12/31/15. Need clarification as to the \$2,381.65 discrepancy between 6/3/15 and 6/4/15.
5. Exhibit D, Declaration of Lee SW Cobb, is not verified.
6. In the Amended Petition for Substituted Judgment filed 6/19/15, Petitioner provided a breakdown of the assets held by the conservatorship estate, the 1993 Trust, and the 2014 Trust. The estimate of conservatorship estate assets included a Wells Fargo Checking Account containing \$916.65 plus a Wells Fargo Savings Account containing \$22,470.92. However, the I&A filed 11/3/15 reflects only reflects the Checking account. Need clarification regarding the \$22,470.92 savings account. Note: If this is an error in the I&A, a corrected I&A and/or amended accounting may be necessary.
7. Schedule L indicates a liability of \$2,379.40 due to the Law Firm of Campagne & Campagne; however, in review of the file, Examiner is unable to locate any order authorizing this amount. Note: Pursuant to a Declaration filed 6/10/14, this firm prepared estate documents for the Conservatee in May 2014; however, Examiner is unable to locate any petition or order authorizing payment of these fees, or any itemization thereof. Need clarification.
8. Although the Petition for Substituted Judgment was granted on 7/28/15, it does not appear that the trust has been properly filed and brought under Court supervision pursuant to Cal. Rule of Court 7.903 and Local Rule 7.1.2. Therefore, the Court will set a status hearing for the establishment of a case file for the Lorraine Keehn 2014 Revocable Trust, as amended by the filing of the Order Granting Substituted Judgment, plus a status hearing for the filing of the First Account therein, as follows:
  - Monday, April 25, 2016 for the establishment of the case file
  - Monday, March 27, 2017 for the filing of the First Account
9. Need order. See Local Rules 7.1.1.F, 7.6.

**Verified Petition for Attorneys' Fees and Costs**

			<b>LINDA COURTNEY</b> , is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			<b>Petitioner states</b> on or about 5/27/14, she filed a petition for appointment of a conservator of the person for her mother. Ms. Keehn had been removed from her home in Fresno by her son Richard Natividad and moved to Eureka, where they were living in an unsuitable environment without access to proper medical care. On or about 3/3/14, Petitioner filed a separate petition for conservatorship of her mother's estate, alleging that Mr. Natividad had listed her home for sale, transported all personal property to Eureka, and changed her estate plan through undue influence. Mr. Natividad, represented by Jerry Casheros of McCormick Barstow, objected to both petitions and denied all allegations of wrongdoing. Petitioner is represented by Dowling Aaron Incorporated.	<b>1. Need order. Local Rule 7.1.1.F.</b>
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	w		
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
			<p>The matter was set for trial and Attorney Jennifer Walters was appointed to represent Ms. Keehn. After approx. six months of litigation, the parties reached settlement on or about 10/24/14, wherein all parties consented to the appointment of Rochelle Rosenbalm as conservator of the person and estate.</p> <p>Dowling Aaron provided legal services to Petitioner from 5/20/14 to the present to serve the best interests of Ms. Keehn. Ms. Courtney's petitions ultimately led to appointment of Ms. Rosenbalm as conservator, which, at conclusion, all parties agreed was necessary.</p> <p><b><u>SEE ADDITIONAL PAGES</u></b></p>	
			<b>Reviewed by:</b> skc	
			<b>Reviewed on:</b> 3/24/16	
			<b>Updates:</b>	
			<b>Recommendation:</b>	
			<b>File 6B- Keehn</b>	



**Page 2 - Petitioner states:**

**Approx. \$20,718.00** in fees was incurred in the preparation of the petition for the appointment of a conservator person, the petition for appointment of a conservator of the estate, and the amended petition for appointment of a conservator of the person and estate. Exigent circumstances included the unexplained disappearance of Ms. Keehn and the need to locate, secure, and return her and her property to Fresno. See petition for details.

**An additional \$3,074.50** in fees was incurred in the preparation of this petition.

**Approx. \$21,591.50** in fees was incurred as a result of discovery and trial preparation.

**Approx. \$21,770.00** in fees was incurred as a result of settlement negotiations.

**Approx. \$5,378.50** in fees was generated during implementation of the settlement agreement.

**Approx. \$6,137.52** in costs were incurred over the life of the case. See Exhibit B.

Prior to the creation of the billing statements that make up the detailed breakdown, **\$12,000.00 in fees was voluntarily written off** by Dowling Aaron as part of its effort to ensure fair and reasonable fees and in response to concerns voiced by Ms. Courtney regarding the potential impact of litigation on the size of the conservatorship estate. As a result, these fees are not reflected in the billing breakdown.

Additionally, approx. \$3,000.00 in fees was generated in connection with protecting Ms. Courtney's interest in her mother's trust estate. Because such fees were incurred solely for Ms. Courtney's benefit, these fees will be paid separately by Ms. Courtney and are not sought from the conservatorship estate.

Petitioner states the fees and costs requested herein are sought pursuant to Probate Code §2640.1, all reasonable and necessary to facilitate the appointment of a conservator and protect the best interests of Ms. Keehn.

**Attorney's fees totaling \$69,532.50 have been incurred over the life of the case, plus \$6,137.52 in costs.**

**To date, Ms. Courtney has paid Dowling Aaron \$30,489.70 in attorney's fees and \$5,507.30 in costs (total \$35,997.00), and \$39,673.02 remains due to Dowling Aaron.**

See **Declaration of Timothy J. Larson in Support** filed 2/1/16 for description of services and itemization.

**Petitioner prays for an order:**

1. **Directing the trustee of the 2014 Trust to pay to Linda Courtney from the trust estate the sum of \$35,997.00 as reimbursement for fees and costs paid to date;**
2. **Directing the trustee of the 2014 Trust to pay to Dowling Aaron the sum of \$39,673.02 for attorney's fees and costs; and**
3. **Such other and further relief that the Court deems just and proper.**

**Petition for Settlement and Final Distribution on Waiver of Accounting, Report of Executor,  
and Petition for Allowance of Compensation to Executor and Attorneys for Ordinary Services**

<b>DOD: 1/1/14</b>		<b>CRAIG MACGLASHAN</b> , Son and Executor with Limited IAEA without bond, is Petitioner.  Accounting is waived.  I&A: \$963,766.62 POH: <u>Not stated</u>  Executor (Statutory): \$22,275.33  Attorney (Statutory): \$22,275.33  Costs: \$25.50 (certified letters)  Closing: \$4,900.00  Petitioner requests distribution pursuant to Decedent's will as follows:  Karen D. Bunting: Sapphire and diamond tennis bracelet and sapphire and diamond ring (See #3)  Michele Lynn Lambert: Gold chain and diamond solitaire necklace and matching drop earrings (six diamonds) (See #3)  Lisa Defoor: Emerald and diamond ring and emerald and diamond bracelet (See #3)  Roberta Darrow MacGlashan: Engagement ring and diamond solitaire with ten small diamonds (See #3)  Craig MacGlashan as successor trustee of testamentary trust: Residue of estate (See #4)	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <p align="center"><u><b>SEE PAGE 2</b></u></p>	
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>			
✓	<b>Inventory</b>			
✓	<b>PTC</b>			
✓	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>			w
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>			
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
✓	<b>9202</b>			
	<b>Order</b>			x
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
✓	<b>FTB Notice</b>			

<b>Reviewed by:</b> skc
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<b>Reviewed on:</b> 3/22/16
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<b>Updates:</b>
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<b>Recommendation:</b>
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<b>File 7- McGlashan</b>
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**Page 2 - NEEDS/PROBLEMS/COMMENTS:**

1. Order entered 5/25/15 in the conservatorship 10CEPR00285 provided for distribution of all remaining assets in the conservatorship estate to the decedent's estate.

Schedule E of the final account, Assets on Hand as of 1/1/14, included Morgan Stanley Smith Barney Active Assets Account xx801076 with various securities. One of the securities assets listed within that account was 2,978,046 shares of Allianz OCC Growth A Fund, which had an estimated Fair Market Value on 1/1/14 of \$118,913.38. See last asset listed under Item No. 6 at Page 3 of Schedule E of the Amended Petition filed 2/23/15.

The Corrected Final I&A filed 2/18/16 in this estate matter appears to list the Morgan Stanley Active Assets Account, but reflects a different account number xx515076, and although it lists all of the other securities shown in the Conservatorship accounting, it excludes the above-referenced Allianz asset.

However, a separate asset is shown, categorized as a Mutual Fund, that indicates 0.331 shares "Allianzgi Focused Growth A", but with the same CUSIP number as the above Allianz asset, and valued at \$13.22. See Item No. 2 on Attachment No. 2 of Corrected Final I&A filed 2/18/16.

Therefore, need clarification as to this discrepancy:

- Is the asset listed in the estate I&A the same Morgan Stanley account as was identified as property on hand at the decedent's date of death in the Conservatorship Estate?
- Is the asset listed in this estate I&A as "Allianzgi..." the same asset as the "Allianz OCC Growth A Fund" that was part of the Morgan Stanley account in the Conservatorship Estate?
- What happened to the balance of the shares and/or value?

2. Need statement of Assets On Hand pursuant to Cal. Rule of Court 7.550(b)(4).  
Note: At Paragraphs 13 and 29, Petitioner refers to the I&A value of \$963,766.62 as "assets of the estate on hand as of January 1, 2014, (date of decedent's death)," but does not appear to state the current POH anywhere.
3. The decedent's will contains specific devises of various jewelry items to various heirs; however, no jewelry was inventoried among the assets of this estate. The Court cannot authorize distribution of items that were not inventoried as assets of the estate. If these jewelry items are assets of the estate, need Supplemental I&A with appraisal by Probate Referee. If not, this distribution request should not be included in the petition or proposed order, and the Court may require amended petition and/or notice to the affected heirs that such distribution will not be ordered by the Court.
4. Petitioner requests to distribute the jewelry items as noted in #3 above, and then requests to distribute the remaining part of the estate to Craig MacGlashan as trustee of the testamentary trust created under the will. However, the decedent's will provides that the various personal property assets (including furs, art, furniture, antiques/silver, etc.) be distributed to Craign MacGlashan outright. The trust is then created for the balance, and should not include the personal property assets.
5. Need new order pursuant to Local Rules 7.1.1.F, 7.6.1. Order should indicate specific distributions, pursuant to above issues, should state cash in dollar amounts, and should establish and contain the terms of the testamentary trust. Order should be complete in itself, without having to reference the petition, will, or other file documents.

## Petition for Final Distribution on Waiver of Accounting and for Allowance of Fees

<b>DOD: 8/18/14</b>	<b>COLLIN T. BRYANT</b> , Executor, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
	Accounting is waived.	
<b>Cont. from</b>	I & A - <b>\$133,934.57</b>	
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	POH - <b>\$ 68,382.07</b>	
<input checked="" type="checkbox"/> <b>Verified</b>	Executor - <b>waives</b>	
<input checked="" type="checkbox"/> <b>Inventory</b>	Attorney (statutory) - <b>\$5,018.04</b>	
<input checked="" type="checkbox"/> <b>PTC</b>	Costs - <b>\$435.00</b>	
<input checked="" type="checkbox"/> <b>Not.Cred.</b>	Distribution, pursuant to Decedent's Will, is to:	
<input checked="" type="checkbox"/> <b>Notice of Hrg</b>	<b>Collin T. Bryant</b> - \$63,382.07,	
<input type="checkbox"/> <b>Aff.Mail</b>	3050 shares of common stock of	
<input type="checkbox"/> <b>Aff.Pub.</b>	Assured Financial Group, furniture and	
<input checked="" type="checkbox"/> <b>Sp.Ntc.</b> W/	furnishings.	
<input type="checkbox"/> <b>Pers.Serv.</b>		
<input type="checkbox"/> <b>Conf. Screen</b>		
<input checked="" type="checkbox"/> <b>Letters</b> 11/18/14		
<input type="checkbox"/> <b>Duties/Supp</b>		
<input type="checkbox"/> <b>Objections</b>		
<input type="checkbox"/> <b>Video Receipt</b>		
<input type="checkbox"/> <b>CI Report</b>		
<input type="checkbox"/> <b>9202</b>		
<input checked="" type="checkbox"/> <b>Order</b>		
<input type="checkbox"/> <b>Aff. Posting</b>		
<input type="checkbox"/> <b>Status Rpt</b>		
<input type="checkbox"/> <b>UCCJEA</b>		
<input type="checkbox"/> <b>Citation</b>		
<input checked="" type="checkbox"/> <b>FTB Notice</b>		
		<b>Reviewed by:</b> KT
		<b>Reviewed on:</b> 3/22/16
		<b>Updates:</b>
		<b>Recommendation:</b> SUBMITTED
		<b>File 8- Bryant</b>

**9 Marie D. Manelski (Estate) Case No. 15CEPR00486**

**Attorney Azevedo, Darlene M (for Stephen A. Manelski – Petitioner - Executor)**

**First and Final Report of Administration and Petition for Its Settlement; Waiver of Accounting; Petition for Allowance of Attorneys' Fees; and Petition for Final Distribution**

<b>DOD: 04/03/2006</b>		<b>STEPHEN A. MANELSKI</b> , Executor, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Minute order of 02/17/2016:</b> <b>Continued per the request of Counsel.</b>  1. Petition states the sole asset of the estate is the net proceeds from the sale of real property in the state of New York that was passed in an ancillary proceeding directly to the Marie D. Manelski Revocable Living Trust, it appears that no assets were ever marshalled in this state and therefore it appears that this is a no asset estate.
		Accounting is waived	
<b>Cont. from 021716</b>		I&A - <b>\$84,000.00</b>	
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	POH - <b>\$0</b>	
<input checked="" type="checkbox"/>	<b>Verified</b>	Executor - <b>Waives</b>	
<input type="checkbox"/>	<b>Inventory</b>	Attorney - <b>\$3,360.00</b>	
<input type="checkbox"/>	<b>PTC</b>	(Statutory)	
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>	<b>Petitioner states:</b> the sole asset of the probate estate was a parcel of real property in New York State. The executor commenced an ancillary probate proceeding in that state, Nassau County Surrogates Court Case No. 2015-388301, and was appointed ancillary executor by that court. Pursuant to that authorization and to New York law, the Executor sold the real property, together with surrounding parcels which were owned by the Trust and by related family trusts. The estate has no assets, proceeds of the sale of the property having been distributed to the Trust in the New York ancillary probate. The estate holds no cash. All estate expenses have been paid to date by the Trust. Further, the Trust agrees to pay the attorney's fees and any remaining costs payable to the estate.	
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>		
<input checked="" type="checkbox"/>	<b>Aff.Mail</b>	w/	
<input type="checkbox"/>	<b>Aff.Pub.</b>		
<input type="checkbox"/>	<b>Sp.Ntc.</b>		
<input type="checkbox"/>	<b>Pers.Serv.</b>		
<input type="checkbox"/>	<b>Conf. Screen</b>		
<input checked="" type="checkbox"/>	<b>Letters</b>	06/19/15	
<input type="checkbox"/>	<b>Duties/Supp</b>		
<input type="checkbox"/>	<b>Objections</b>		
<input type="checkbox"/>	<b>Video Receipt</b>		
<input type="checkbox"/>	<b>CI Report</b>		
<input checked="" type="checkbox"/>	<b>9202</b>		
<input type="checkbox"/>	<b>Order</b>	x	
<input type="checkbox"/>	<b>Aff. Posting</b>		
<input type="checkbox"/>	<b>Status Rpt</b>		
<input type="checkbox"/>	<b>UCCJEA</b>		
<input type="checkbox"/>	<b>Citation</b>		
<input checked="" type="checkbox"/>	<b>FTB Notice</b>		
<b>Wherefore, Petitioner requests this Court order that:</b> <ol style="list-style-type: none"> <li>1. The administration of this estate be brought to a close without a requirement of an accounting;</li> <li>2. All the acts and proceedings of Petitioner as Executor be confirmed as approved;</li> <li>3. Petitioner be authorized and directed to pay Lang, Richert &amp; Patch the sum of \$3,360.00 as statutory attorneys' fees for services rendered to the estate and to the Executor; and</li> <li>4. Such further order be made as this Court may deem proper.</li> </ol>			

**Reviewed by:** LV

**Reviewed on:** 03/22/2016

**Updates:**

**Recommendation:**

**File 9- Manelski**

## Report of Sale and Petition for Order Confirming Sale of RP

			<b>PUBLIC GUARDIAN</b> is Conservator/petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			<b>Sale price</b> - <b>\$110,000.00</b>	
			<b>Overbid</b> - <b>116,000.00</b>	
<b>Cont. from</b>				
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>		<b>Appraisal</b> - <b>\$120,000.00</b>	
✓	<b>Inventory</b>			
	<b>PTC</b>			
	<b>Not.Cred.</b>		<b>Property</b> - 3023 E. Cornell Ave. Fresno	
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	W/	<b>Publication</b> - Business Journal	
✓	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
	<b>Pers.Serv.</b>		<b>Buyers</b> - Patrick Martin, as a single man.	
	<b>Conf. Screen</b>			
	<b>Letters</b>			
	<b>Duties/Supp</b>		<b>Broker</b> - <b>\$5,500.00</b> (5% - payable ½ to Jeff Starbuck of Guarantee Realty (seller's agent) and ½ to Linda Liles of Guarantee Realty (buyer's agent))	
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
✓	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			<b>Reviewed by: KT</b>
	<b>UCCJEA</b>			<b>Reviewed on: 3/22/16</b>
	<b>Citation</b>			<b>Updates:</b>
	<b>FTB Notice</b>			<b>Recommendation:</b>
				<b>File 10- Owen</b>

**Petition for Final Distribution on Waiver of Accounting and for Allowance of Statutory Commissions**

<b>DOD: 4/23/15</b>		<b>JAMES J. MCCOWN</b> , Executor, is petitioner.  Accounting is waived.  I & A - <b>\$253,500.00</b> POH - <b>\$253,500.00</b>  Executor - <b>waives</b>  <b>Distribution, pursuant to Decedent's Will, is to:</b>  James J. McCown as Trustee of the Flo Jean Welsh Revocable Living Trust – 3 parcels of real property.	<b>NEEDS/PROBLEMS/COMMENTS:</b>				
<b>Cont. from</b>							
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>						
<input checked="" type="checkbox"/>	<b>Verified</b>						
<input checked="" type="checkbox"/>	<b>Inventory</b>						
<input checked="" type="checkbox"/>	<b>PTC</b>						
<input checked="" type="checkbox"/>	<b>Not.Cred.</b>						
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>						
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> W/						
<input type="checkbox"/>	<b>Aff.Pub.</b>						
<input type="checkbox"/>	<b>Sp.Ntc.</b>						
<input type="checkbox"/>	<b>Pers.Serv.</b>						
<input type="checkbox"/>	<b>Conf. Screen</b>						
<input checked="" type="checkbox"/>	<b>Letters</b> 9/2/15						
<input type="checkbox"/>	<b>Duties/Supp</b>						
<input type="checkbox"/>	<b>Objections</b>						
<input type="checkbox"/>	<b>Video Receipt</b>						
<input type="checkbox"/>	<b>CI Report</b>						
<input checked="" type="checkbox"/>	<b>9202</b>						
<input checked="" type="checkbox"/>	<b>Order</b>						
<input type="checkbox"/>	<b>Aff. Posting</b>						
<input type="checkbox"/>	<b>Status Rpt</b>						
<input type="checkbox"/>	<b>UCCJEA</b>						
<input type="checkbox"/>	<b>Citation</b>						
<input checked="" type="checkbox"/>	<b>FTB Notice</b>						
<table border="1"> <tr> <td><b>Reviewed by: KT</b></td> </tr> <tr> <td><b>Reviewed on: 3/23/16</b></td> </tr> <tr> <td><b>Updates:</b></td> </tr> <tr> <td><b>Recommendation: SUBMITTED</b></td> </tr> <tr> <td><b>File 11- Welsh</b></td> </tr> </table>			<b>Reviewed by: KT</b>	<b>Reviewed on: 3/23/16</b>	<b>Updates:</b>	<b>Recommendation: SUBMITTED</b>	<b>File 11- Welsh</b>
<b>Reviewed by: KT</b>							
<b>Reviewed on: 3/23/16</b>							
<b>Updates:</b>							
<b>Recommendation: SUBMITTED</b>							
<b>File 11- Welsh</b>							

## Petition for Exclusive Authority to Give Consent to Medical Treatment

			<b>PUBLIC GUARDIAN</b> , Conservator, is petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
			Please see petition for details.	1. Objections are not verified. Probate Code §1021.
<b>Cont. from</b>			<b>Objections of Edward Fanucchi</b> , court appointed attorney for the conservatee, filed on 2/18/16.	
	<b>Aff.Sub.Wit.</b>			
✓	<b>Verified</b>		<b>Public Guardian's Response to Objections</b> filed on 3/14/16.	
	<b>Inventory</b>			
	<b>PTC</b>		<b>Response to Public Guardian's Response to Objections of Granting of Medical Powers</b> filed by Edward Fanucchi on 3/17/16.	
	<b>Not.Cred.</b>			
✓	<b>Notice of Hrg</b>			
✓	<b>Aff.Mail</b>	W/		
	<b>Aff.Pub.</b>			
	<b>Sp.Ntc.</b>			
✓	<b>Pers.Serv.</b>	W/		
	<b>Conf. Screen</b>			
✓	<b>Letters</b>			
	<b>Duties/Supp</b>			
	<b>Objections</b>			
	<b>Video Receipt</b>			
	<b>CI Report</b>			
	<b>9202</b>			
✓	<b>Order</b>			
	<b>Aff. Posting</b>			
	<b>Status Rpt</b>			
	<b>UCCJEA</b>			
	<b>Citation</b>			
	<b>FTB Notice</b>			
			<b>Reviewed by:</b> KT	
			<b>Reviewed on:</b> 3/22/16	
			<b>Updates:</b>	
			<b>Recommendation:</b>	
			<b>File 13- De La Mora</b>	



## **Petition for Appointment of Guardian of the Person and Estate**

			<b>MANUEL AVILA MENDOZA</b> , Guardian of the person and estate, is petitioner and requests appointment of his spouse, <b>LIDIA AGUIRRE</b> , as co-guardian of the person and estate.	<b>NEEDS/PROBLEMS/COMMENTS:</b>	
Cont. from					
	Aff.Sub.Wit.				Please see petition for details.
✓	Verified				
	Inventory				
	PTC				
	Not.Cred.				
✓	Notice of Hrg				
✓	Aff.Mail	W/			
	Aff.Pub.				
	Sp.Ntc.				
✓	Pers.Serv.	W/			
✓	Conf. Screen		<b>Court Investigator Report filed on 3/9/16</b>		
✓	Letters				
✓	Duties/Supp				
	Objections				
	Video Receipt				
✓	CI Report				
	9202				
✓	Order				
	Aff. Posting				
	Status Rpt				
✓	UCCJEA				
	Citation				
	FTB Notice				

## Petition for Appointment of Guardian of the Person and Estate

			<b>MANUEL AVILA MENDOZA</b> , Guardian of the person and estate, is petitioner and requests appointment of his spouse, <b>LIDIA AGUIRRE</b> , as co-guardian of the person and estate.  Please see petition for details.  <b>Court Investigator Report filed on 3/9/16.</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
Cont. from				
	Aff.Sub.Wit.			
✓	Verified			
	Inventory			
	PTC			
	Not.Cred.			
✓	Notice of Hrg			
✓	Aff.Mail	W/		
	Aff.Pub.			
	Sp.Ntc.			
✓	Pers.Serv.	W/		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
✓	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: KT
				Reviewed on: 3/23/16
				Updates:
				Recommendation:
				File 15- Avila

# 16 Glenda F. Garcia aka Glenda Cortez Clark (Estate) Case No. 15CEPR01180

Attorney J. Patrick Sullivan, of Visalia (for Petitioner Michael Clark)

## Petition for Probate of [Lost] Will and for Letters of Administration with Will Annexed; Authorization under Independent Administration of Estates Act

<b>DOD: 11/6/1995</b>	<b>MICHAEL CLARK</b> , son, is Petitioner and requests appointment as Administrator with [Lost] Will Annexed with Full IAEA without bond.		<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Continued from 2/19/2016</b> per request of counsel. <i>Minute Order</i> dated 1/7/2016 directed Mr. Sullivan to comply with everything listed in the examiner notes. (Please refer to Declaration filed 2/22/2016 noted on additional page.)
	All heirs waive bond.		
<b>Cont. from 010716, 021816</b>	Full IAEA — OK		<b>Note Re Related Case:</b> The Estate of the Decedent's post-deceased spouse, <b>LEONARD L. GARCIA</b> , Case 15CEPR01096, was heard on 3/16/2016, at which hearing the Court appointed <b>LEONARD J. GARCIA</b> as Executor; the Court has already set the following status hearings in Case 15CEPR01096: <ul style="list-style-type: none"> <li><b>Monday, August 15, 2016 at 9:00 a.m. in Dept. 303 for the filing of the final inventory and appraisal; and</b></li> <li><b>Monday, May 15, 2017 at 9:00 a.m. in Dept. 303 for the filing of the first account and/or petition for final distribution.</b></li> </ul>
<input type="checkbox"/> Aff.Sub.Wit.			
<input checked="" type="checkbox"/> Verified			
<input type="checkbox"/> Inventory			
<input type="checkbox"/> PTC			
<input type="checkbox"/> Not.Cred.			
<input checked="" type="checkbox"/> Notice of Hrg			
<input checked="" type="checkbox"/> Aff.Mail	W/		
<input checked="" type="checkbox"/> Aff.Pub.			
<input type="checkbox"/> Sp.Ntc.			
<input type="checkbox"/> Pers.Serv.			
<input type="checkbox"/> Conf. Screen			
<input checked="" type="checkbox"/> Letters			
<input checked="" type="checkbox"/> Duties/Supp			
<input type="checkbox"/> Objections			
<input type="checkbox"/> Video Receipt			
<input type="checkbox"/> CI Report			
<input type="checkbox"/> 9202			
<input checked="" type="checkbox"/> Order			
<input type="checkbox"/> Aff. Posting			
<input type="checkbox"/> Status Rpt			
<input type="checkbox"/> UCCJEA			
<input type="checkbox"/> Citation			
<input type="checkbox"/> FTB Notice			

**Copy of Lost Will dated 8/19/1983** identifies the Decedent as **GLEND A CORTEZ CLARK**, and devises Decedent's home located in Fresno in equal shares to her children, **MICHAEL CLARK** (Petitioner) and **LISHA CORTEZ**.

Residence — Fresno  
Publication — Business Journal

**Estimated value of the Estate: No assets**

Probate Referee: **Steven Diebert**

**Petitioner states in Declaration of Michael Clark filed 12/24/2015:**

- At the time of Decedent's death, she was married to **LEONARD L. GARCIA**;
- Petitioner does not believe any probate proceedings were ever started for Decedent's estate;
- When Decedent's surviving spouse, **LEONARD L. GARCIA**, died on 7/13/2015, his heirs discovered a piece of property which Mr. Garcia had incorrectly transferred to himself using an affidavit of death of joint tenant;  
~Please see additional page~

<b>Reviewed by:</b> LEG
<b>Reviewed on:</b> 3/18/16
<b>Updates:</b>
<b>Recommendation:</b>
<b>File 16- Garcia</b>

**Petitioner states, continued:**

- The property was in Decedent's name alone, thus a cloud on title has been discovered;
- In Mr. Garcia's personal belongings, a copy of the Decedent's Will was discovered; the original Will was not located (*copy of Will attached to Petition*);
- Petitioner is familiar with his mother's (Decedent's) signature and the Will of 8/19/1983 does contain his mother's signature;
- Petitioner does not know the location of the original Will or of either of the witnesses;
- Petitioner cannot advise the Court of the whereabouts of the witnesses, as they are unfamiliar to him; Petitioner's attorney, through the internet, has been trying to locate the witnesses but there is not much information available;
- Petitioner cannot advise the Court that the signatures on the Will are true and correct signatures of the witnesses;
- In the event that the Court does not want to admit the Will to probate, then Petitioner requests the Court to simply allow the petition to proceed through intestate succession; the results for the beneficiaries will be the same;
- The only heirs to his mother's estate are Petitioner and his sister, **LISHA CORTEZ**.

**Declaration of Michael Clark (son) filed 2/22/2016 states:**

- The probate proceeding of Decedent's spouse Leonard Garcia (Petitioner's step-father) is pending in Case 15CEPR01096; *[Court records show **LEONARD J. GARCIA** (son of Leonard Garcia) was appointed Executor on 3/16/2016; Letters have not issued as of 3/18/16.]*
- On Leonard Garcia's death, it was learned that Decedent (Petitioner's mother) owned real property in Fresno County; on 6/25/1991, Mr. Garcia and Decedent cause a Grant Deed to be recorded wherein Mr. Garcia relinquished any community property interest he may have in the property to Decedent (*copies of recorded Grant Deeds attached as Exhibits A and B*);
- Despite recording of the Grant Deed, ~3 years after Decedent's death, Mr. Garcia recorded an Affidavit of Death of Joint Spouse on 7/21/1998 (*copy attached as Exhibit C*);
- After recording the Affidavit of Death of Joint Spouse, Mr. Garcia then recorded a Quitclaim Deed, deeding the property from himself to a Trust which he had created (*copy attached as Exhibit D*);
- After Mr. Garcia's death, the problem concerning title to the real property was discovered and it will be necessary for a Quiet Title Action to be filed to clear up title so that the property can be marketed;
- The Quiet Title Action cannot be filed until personal representatives are appointed in both Estates;
- At the time of Decedent's death, Petitioner did not believe Decedent owned any assets, he did not know about any Wills, and he did not know about the real property which is the subject matter of this Declaration;
- Other than the real property, Petitioner does not know of any other assets that belonged to Decedent at the time of her death;
- As far as the purported Will is concerned, Petitioner does not care whether the Will is admitted to Probate or not, it has absolutely no effect on the case because either way, if the estate goes by intestate succession or by the purported Will, the property is divided the same;
- Petitioner also does not care whether the Court appoints Petitioner as Administrator of Decedent's estate or whether the Court appoints him as Special Administrator with authority to handle the litigation, and he does not wish *[any]* Independent Administration of Estate authority as he intends to bring back a settlement to the Probate Court for its approval concerning title to the real property.

**~Please see additional page~**

**NEEDS/PROBLEMS/COMMENTS, continued:**

**Notes Re Manner of Proceeding with Estate:**

- Petitioner states as far as the purported Will is concerned, Petitioner does not care whether the Will is admitted to Probate or not, as it has absolutely no effect on the case. It appears admission of the Will of Glenda F. Garcia aka Glenda Cortez Clark aka Glenda Cortez, and establishing it as a lost Will is not required if the Court determines a special administration is sufficient for Petitioner to accomplish the necessary steps for clearing title, eliminating the need for Petitioner to establish the Will as a valid lost Will.
- Petitioner states he also does not care whether the Court appoints Petitioner as Administrator of Decedent's estate or whether the Court appoints him as Special Administrator with authority to handle the litigation, and he does not wish IAEA authority as he intends to bring back a settlement to the Probate Court for its approval concerning title to the real property. It appears at this time that Petitioner's initiation of these proceedings for Probate of a Will and for Letters of Administration with Will Annexed need not continue, and rather Court may determine special administration is appropriate, such that Petitioner be appointed as Special Administrator with specific powers useful for carrying out the purposes of the quiet title proceedings.
- Proposed order has been submitted by Petitioner for appointing him as Special Administrator, with an Attachment 3(d)(2) specifying the powers to file or defend a quiet title action concerning the real property. Proposed order will be interlineated with a date of the Court's choosing for expiration of the *Letters of Special Administration*; the suggested expiration date is **Wednesday, November 30, 2016**, which date may be extended if necessary. Proposed letters shall also include the same expiration date for the *Letters of Special Administration*, pursuant to Probate Code § 8542, and Petitioner's proposed Letters will be interlineated as appropriate.

**Note: In the alternative, if the Petition for Appointment of Administrator, with or without Lost Will Annexed, is granted, the Court will set status hearings as follows (aligned with the related *Estate of Leonard Lawrence Garcia*, Case 15CEPR01096):**

- **Monday, Monday, August 15, 2016 at 9:00 a.m. in Dept. 303 for filing of inventory and appraisal; and**
- **Monday, May 15, 2017 at 9:00 a.m. in Dept. 303 for filing of first account and/or petition for final distribution.**

Pursuant Local Rule 7.5, if the documents noted above are filed 10 days prior to the dates listed, the hearings will be taken off calendar and no appearance will be required.

**Petition for Probate of Will and for Letters Testamentary;  
Authorization to Administer under the IAEA**

<b>DOD: 6/21/15</b>		<b>JOSEPH G. SANDOVAL</b> , Beneficiary, is Petitioner and requests appointment as Executor with Full IAEA without bond.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  <b>Note:</b> Petitioner's Ex Parte Petition for Letters of Special Administration was set for hearing on 1/25/16, and was denied on that date due to non-appearance. See Minute Order for details.  <b>Minute Order 2/17/16:</b> No appearance, petition denied. <u>Later and off the record:</u> The Court was informed that the petitioner was on CourtCall and could not be heard. The Court overturns the denied order and continues the matter to 3/28/16. A copy of the Minute order was mailed to petitioner on 2/17/16.
<b>Cont. from 021716</b>			
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>	<input checked="" type="checkbox"/>	<p>Petitioner is the sole beneficiary pursuant to the will and waives bond.</p> <p>Full IAEA – need publication</p> <p>Will dated 6/7/95</p> <p>Residence: Fresno Publication – need publication</p> <p><b>Estimated value of estate:</b> Personal property: \$10,00 0.00 Real property: \$45,00 0.00 (\$230,000.00, encumbered for \$185,000.00) Total: \$55,00 0.00</p> <p>Probate Referee: Steven Diebert</p> <p>Petitioner states there are no relatives to give notice to. The decedent was survived by no known next of kin.</p>
<input checked="" type="checkbox"/>	<b>Verified</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Inventory</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>PTC</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Not.Cred.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Notice of Hrg</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Mail</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Pub.</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Pers.Serv.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Conf. Screen</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Letters</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Objections</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Video Receipt</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>CI Report</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>9202</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Order</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Aff. Posting</b>	<input type="checkbox"/>	<p><b>SEE ADDITIONAL PAGES</b></p> <p><b>Reviewed by:</b> skc</p> <p><b>Reviewed on:</b> 3/18/16</p> <p><b>Updates:</b></p> <p><b>Recommendation:</b></p> <p><b>File 17- Watson</b></p>
<input type="checkbox"/>	<b>Status Rpt</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>UCCJEA</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Citation</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>FTB Notice</b>	<input type="checkbox"/>	

Page 2

Note: If granted, the Court will set status hearings as follows:

- Monday, August 29, 2016 for the filing of the Inventory and Appraisal
- Monday, May 22, 2017 for the filing of the first account or petition for final distribution.

If the proper items are on file pursuant to Local Rule 7.5, the status hearings may come off calendar.

## Petition for Appointment of Probate Conservator of the Person and Estate

See petition for details.			NEEDS/PROBLEMS/COMMENTS:
			Court Investigator advised rights on 2/4/16.
			Voting rights affected - need minute order.
Cont. from 022216			<u>Note:</u> Bond of \$106,980.00 was filed 2/18/16; however, temp letters have not issued.
	Aff.Sub.Wit.		
✓	Verified		
	Inventory		
	PTC		
	Not.Cred.		
✓	Notice of Hrg		
✓	Aff.Mail	W	
	Aff.Pub.		
	Sp.Ntc.		
✓	Pers.Serv.	W	
✓	Conf. Screen		
✓	Letters		
✓	Duties/Supp		
	Objections		
✓	Video Receipt		
✓	CI Report		
	9202		
✓	Order	W	
	Aff. Posting		
	Status Rpt		
	UCCJEA		
✓	Citation		
	FTB Notice		
			1. Need clarification regarding the request for §2590 powers at #1d of the petition, since Petitioner does not indicate that real property would be held in the conservatorship estate.
			2. Need clarification regarding the request for additional powers at #1f under §§ 2351-2358. No attachment is provided.
			<u>Note:</u> If granted, the Court will set status hearings as follows:
			<ul style="list-style-type: none"> <li>Monday, July 25, 2016 for filing the Inventory and Appraisal</li> <li>Monday May 22, 2017 for filing the first account</li> </ul>
			If the proper items are on file per Local Rule 7.5, the status hearing may come off calendar.
			Reviewed by: skc
			Reviewed on: 3/18/16
			Updates:
			Recommendation:
			File 18- Detwiler



Petitioner: Joy Rene Frye (Pro Per – Paternal Grandmother)

Petitioner: John Michael Frye (Pro Per – Paternal Grandfather)

**Petition for Appointment of Guardian of the Person**

		<b><u>TEMPORARY (TO JOHN FRYE ONLY)</u></b> <b><u>EXPIRES 3/28/2016</u></b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>JOHN FRYE and JOY FRYE</b> , paternal grandparents, are petitioners	1. Need proof of service 15 days prior to hearing of <i>Notice of Hearing</i> along with copy of the petition <u>or</u> consent and waiver of notice for: a. Cathie Tilley (maternal grandmother)
<b>Cont. from</b>		<b>Competing petition filed</b> by maternal great-aunt and great uncle, <b>LAURA and SAM GLADIS</b> is set for hearing 5/23/16.	2. Petitioners report minor has Cherokee ancestry. An ICWA packet was mailed to petitioners. A <i>Notice of Child Custody Proceeding for Indian Child</i> (Form ICWA-030), must be completed and returned to the probate clerk for service. <b>Note:</b> A blank copy of the <i>Notice of Child Custody Proceeding for Indian Child</i> (Form ICWA-030) was given to petitioner by the Court Investigator.
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>		
<input checked="" type="checkbox"/>	<b>Verified</b>	<b>See petition for details.</b>	
<input type="checkbox"/>	<b>Inventory</b>		
<input type="checkbox"/>	<b>PTC</b>		
<input type="checkbox"/>	<b>Not.Cred.</b>		
<input type="checkbox"/>	<b>Notice of Hrg</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Mail</b>	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	<b>Aff.Pub.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Sp.Ntc.</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Pers.Serv.</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Conf. Screen</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Letters</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Objections</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Video Receipt</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>CI Report</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>9202</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Order</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Aff. Posting</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Status Rpt</b>	<input type="checkbox"/>	
<input checked="" type="checkbox"/>	<b>UCCJEA</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>Citation</b>	<input type="checkbox"/>	
<input type="checkbox"/>	<b>FTB Notice</b>	<input type="checkbox"/>	
			<b>Reviewed by:</b> SEF
			<b>Reviewed on:</b> 3/22/2016
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 19- Frye</b>

<b>DOD: 10/5/2015</b>		<b>MICHAEL D. DIXON</b> , son and Successor Trustee, is Petitioner.	<b>NEEDS/PROBLEMS/COMMENTS:</b>
		<b>Petitioner states:</b> <ul style="list-style-type: none"><li>The <b>ERNESTINE DIXON LIVING TRUST</b> was established by <i>Declaration of Trust</i> executed 8/8/2005 by <b>ERNESTINE DIXON</b> as Grantor and Trustee, and she thereafter amended her Trust on 4/12/2011 (copy of <i>Trust and First Amendment attached to Declaration of Michael D. Dixon filed 2/17/2016 as Exhibit A</i>);</li><li>On 8/8/2005, <b>ERNESTINE DIXON</b> executed [her <i>Will</i>], and subsequently executed [her <i>Codicil to Will</i>] in which Petitioner is named Executor of her estate (copy of <i>Will and Codicil attached to Declaration of Michael D. Dixon filed 2/17/2016 as Exhibit B</i>); no Petition for probate has been filed because all of Decedent's property was intended to be held in the Trust;</li><li>In Decedent's Will, she left all of her estate to the Trust, which included her interest in the real property she owned as her residence located on Ashcroft Avenue in Clovis;</li><li>Attached as Exhibit C to the <i>Declaration of Michael D. Dixon filed 2/17/2016</i> is a copy of the Quitclaim Deed for the Ashcroft Property that was recorded on 8/9/2005, reflecting the transfer of Decedent's residence to the Trust;</li><li>Due to Decedent's declining health, Decedent sold the Ashcroft Property on 7/18/2013 and began residing in an assisted living facility;</li></ul>	
<b>Cont. from</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
✓	<b>Notice of Hrg</b>		
✓	<b>Aff.Mail</b>	W/	
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
		<b>~Please see additional page~</b>	<b>Reviewed by:</b> LEG
			<b>Reviewed on:</b> 3/23/16
			<b>Updates:</b>
			<b>Recommendation:</b>
			<b>File 20- Dixon</b>

**Petitioner states, continued:**

- On 2/3/2015, Decedent purchased real property located on Escalon Avenue in Fresno (copy of *Grant Deed attached to Declaration of Michael D. Dixon filed 2/17/2016 as Exhibit D*);
- After purchasing the Escalon Property, Decedent moved from the assisted living facility she was in at the time to her new residence on Escalon;
- Decedent's son [*Petitioner*] and Decedent's daughter-in-law moved into Decedent's new residence on Escalon to care for the Decedent;
- As shown in the Trust, Decedent intended that title to her residence be placed in her Trust; Decedent failed to tell the title company when purchasing the new residence that title was to be held by her Trust;
- As shown in the Decedent's Will, Decedent intended that all of her property be transferred to her Trust and be distributed accordingly;
- By reason of Decedent's advanced age and beginning symptoms of dementia, between 2/3/2015 when the Escalon Property was purchased and the Decedent's death on 10/5/2015, Decedent failed to execute a transfer document necessary to transfer the Escalon Property into her Trust; title to the Escalon Property remains in the name of Ernestine Dixon, an unmarried woman;
- Petitioner requests an instruction that the Decedent's interest in the Escalon Property held in the Decedent's name at the time of her death constitutes an asset of the Trust;
- Based on the language of the Trust and the *Schedule A* of the Trust listing Decedent's residence on Ashcroft, as well as the Decedent's Will, the Decedent intended her residence to be treated as an asset of the Trust;
- This instruction is necessary to execution of Petitioner's fiduciary duties as Successor Trustee because the Escalon property was never formally transferred by the Decedent to the Trust;
- A Court order giving this instruction will complete the chain of title to the Escalon Property by enabling Petitioner to record the order and to transfer the Escalon Property to himself as Successor Trustee of the Trust, and thereafter, complete distribution of the Trust.

**Petitioner prays for an Order of this Court instructing that Decedent's interest in the Escalon Property at the time of her death is an asset of the Trust, vested in Petitioner as Successor Trustee of the Trust.**

**Petition for Letters of Administration; Authorization to Administer Under IAEA**

<b>DOD: 12/24/2015</b>		<b>BRENT L. PIUS</b> , father, is petitioner and requests appointment as administrator without bond  Waivers of bond – <b>need</b>  Full IAEA – o.k.  Decedent died intestate  Residence: Prather Publication: Business Journal* <b>(*See note 2)</b>  <b>Estimated value of Estate:</b> Personal property \$ 0.00 Annual gross income: \$ 0.00 Real property: \$ 200,000.00 <b>Total: \$ 200,000.00</b>  <b>Probate Referee: Steven Diebert</b>	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Waivers of bond are not filed on the mandatory use Judicial Council form. Need Waiver of Bond by Heir or Beneficiary (DE-142) for:  a. Diana K. Pius (mother)  2. Decedent was a resident of Prather. Per Local Rule 7.9, if decedent lived outside the city limits of Prather, publication shall be in the <i>Fresno Bee</i> or <i>Fresno Business Journal</i> . Publication was in the <i>Fresno Business Journal</i> . However, per a declaration filed 3/14/16, Petitioner is unclear if decedent lived outside the Prather city limits, so " <i>in an abundance of caution</i> ," is also publishing the <i>Notice of Petition to Administer Estate</i> in the <i>Mountain Press</i> at least two times before the hearing, with the third publication occurring the Wednesday after the hearing. Court may require proof of publication in the <i>Mountain Press</i> .  <b>Note:</b> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> <li>• <b>Tuesday, August 30, 2016</b> for filing Inventory and Appraisal</li> <li>• <b>Tuesday, May 30, 2017</b> for filing the first account or petition for final distribution</li> </ul>	
<b>Cont. from</b>				
<input type="checkbox"/>	<b>Aff.Sub.Wit.</b>			
<input checked="" type="checkbox"/>	<b>Verified</b>			
<input type="checkbox"/>	<b>Inventory</b>			
<input type="checkbox"/>	<b>PTC</b>			
<input type="checkbox"/>	<b>Not.Cred.</b>			
<input checked="" type="checkbox"/>	<b>Notice of Hrg</b>			
<input checked="" type="checkbox"/>	<b>Aff.Mail</b> w/			
<input checked="" type="checkbox"/>	<b>Aff.Pub.</b>			
<input type="checkbox"/>	<b>Sp.Ntc.</b>			
<input type="checkbox"/>	<b>Pers.Serv.</b>			
<input type="checkbox"/>	<b>Conf. Screen</b>			
<input checked="" type="checkbox"/>	<b>Letters</b>			
<input checked="" type="checkbox"/>	<b>Duties/Supp</b>			
<input type="checkbox"/>	<b>Objections</b>			
<input type="checkbox"/>	<b>Video Receipt</b>			
<input type="checkbox"/>	<b>CI Report</b>			
<input type="checkbox"/>	<b>9202</b>			
<input checked="" type="checkbox"/>	<b>Order</b>			
<input type="checkbox"/>	<b>Aff. Posting</b>			
<input type="checkbox"/>	<b>Status Rpt</b>			
<input type="checkbox"/>	<b>UCCJEA</b>			
<input type="checkbox"/>	<b>Citation</b>			
<input type="checkbox"/>	<b>FTB Notice</b>			
		<b>Reviewed by:</b> SEF <b>Reviewed on:</b> 3/18/2016 <b>Updates:</b> <b>Recommendation:</b> <b>File 21- Pius</b>		

**Petition for Letters of Administration; Authorization to Administer Under Limited IAEA**

<b>DOD: 2/3/2016</b>	<b>CAROL DONALDSON</b> , sister, is petitioner and requests appointment as Administrator with Limited IAEA without bond		<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. Need <i>Notice of Petition to Administer Estate</i> . 2. Need proof of service 15 days prior to the hearing of the <i>Notice of Petition to Administer Estate</i> pursuant to Probate Code 8110 on the following: a. Kristopher Phillips (son) b. Joshua Phillips (son) c. Nicholas Phillips (son) d. Jessilyn Phillips (daughter) 3. Need proof of publication pursuant to Probate Code 8120 et seq. 4. Need <i>Duties and Liabilities of Personal Representative</i> (DE-147). 5. Need <i>Confidential Supplement to Duties and Liabilities of Personal Representative</i> (DE-147S). 6. Need <i>Orders</i> . 7. Need <i>Letters</i> .  <u><b>Note:</b></u> If granted, the Court will set status hearings as follows: <ul style="list-style-type: none"> <li><b>Tuesday, August 30, 2016</b> for filing Inventory and Appraisal</li> <li><b>Tuesday, May 30, 2017</b> for filing the first account or petition for final distribution</li> </ul>
<b>Cont. from</b>	All heirs waive bond		
<input type="checkbox"/> <b>Aff.Sub.Wit.</b>	Limited IAEA – <b>need</b>		
<input checked="" type="checkbox"/> <b>Verified</b>	Decedent died intestate		
<input type="checkbox"/> <b>Inventory</b>	Residence: Coalinga Publication: Business Journal		
<input type="checkbox"/> <b>PTC</b>			
<input type="checkbox"/> <b>Not.Cred.</b>			
<input type="checkbox"/> <b>Notice of Hrg</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff.Mail</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff.Pub.</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Sp.Ntc.</b>			
<input type="checkbox"/> <b>Pers.Serv.</b>			
<input type="checkbox"/> <b>Conf. Screen</b>			
<input type="checkbox"/> <b>Letters</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Duties/Supp</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Objections</b>			
<input type="checkbox"/> <b>Video Receipt</b>			
<input type="checkbox"/> <b>CI Report</b>			
<input type="checkbox"/> <b>9202</b>			
<input type="checkbox"/> <b>Order</b>	<input checked="" type="checkbox"/>		
<input type="checkbox"/> <b>Aff. Posting</b>			
<input type="checkbox"/> <b>Status Rpt</b>			
<input type="checkbox"/> <b>UCCJEA</b>			
<input type="checkbox"/> <b>Citation</b>			
<input type="checkbox"/> <b>FTB Notice</b>			

**Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under the IAEA**

<b>DOD: 11-12-2015</b>	<b>DENNIS V. YATES</b> is petitioner	<b>NEEDS/PROBLEMS/COMMENTS:</b>
<b>Cont. from</b>		<b><u>Continued to 4/27/2016</u></b> per corrected petition filed 3/17/16
<b>Aff.Sub.Wit.</b>		
<b>Verified</b>		
<b>Inventory</b>		
<b>PTC</b>		
<b>Not.Cred.</b>		
<b>Notice of Hrg</b>		
<b>Aff.Mail</b>		
<b>Aff.Pub.</b>		
<b>Sp.Ntc.</b>		
<b>Pers.Serv.</b>		
<b>Conf. Screen</b>		
<b>Letters</b>		
<b>Duties/Supp</b>		
<b>Objections</b>		
<b>Video Receipt</b>		
<b>CI Report</b>		
<b>9202</b>		
<b>Order</b>		
<b>Aff. Posting</b>		<b>Reviewed by:</b> SEF
<b>Status Rpt</b>		<b>Reviewed on:</b> 3/21/2016
<b>UCCJEA</b>		<b>Updates:</b>
<b>Citation</b>		<b>Recommendation:</b>
<b>FTB Notice</b>		<b>File 23- Matlock</b>

Petitioner: Rosa Maria Esqueda (Pro Per – Paternal grandmother)

## Petition for Appointment of Temporary Guardian of the Person

GENERAL HEARING 5/17/2016		NEEDS/PROBLEMS/COMMENTS:	
ROSA MARIA ESQUEDA, paternal grandmother is petitioner		<p>1. Rosa Maria Esqueda is listed as petitioner. However, the petition and other supporting documents are signed as "Rosemary Esqueda." The signature of the petitioner must match the name on the pleadings.</p>	
See petition for details.			
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input checked="" type="checkbox"/>	Pers.Serv.		w/
<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Reviewed by: SEF			
Reviewed on: 3/22/2016			
Updates: 3/24/2016			
Recommendation:			
File 24- Osornio			

Petitioner: Tina Sharp (pro per)

Petitioner: Johnny Sharp (pro per)

## Petition to Establish Fact of Marriage

		<b>JOHNNY SHARP</b> and <b>TINA SHARP</b> are petitioners.	<b>NEEDS/PROBLEMS/COMMENTS:</b>  1. It is unclear if a marriage license was first obtained. A marriage license is required for a valid marriage in California. Family Code §300 et seq. Pursuant to Health & Safety Code §103450, the purpose of obtaining an order establishing fact of marriage is to obtain a certificate to replace one which was never registered or to obtain a certified copy of the registration when the original records were lost or destroyed. Thus, the procedure is designed to cure a failure to register the marriage, not the failure to obtain a license.  2. If a marriage license was obtained, the petitioner still did not provide any evidence that the marriage took place.  3. Petition lists Tina under the name of Tina Sharp. Order lists her as Tina Marie Smith. The petition should include Tina under her maiden name at #2.
		<b>Petitioners request</b> the court establish the fact, date, and place of their marriage.	
<b>Cont. from</b>			
	<b>Aff.Sub.Wit.</b>		
✓	<b>Verified</b>		
	<b>Inventory</b>		
	<b>PTC</b>		
	<b>Not.Cred.</b>		
	<b>Notice of Hrg</b>	N/A	
	<b>Aff.Mail</b>		
	<b>Aff.Pub.</b>		
	<b>Sp.Ntc.</b>		
	<b>Pers.Serv.</b>		
	<b>Conf. Screen</b>		
	<b>Letters</b>		
	<b>Duties/Supp</b>		
	<b>Objections</b>		
	<b>Video Receipt</b>		
	<b>CI Report</b>		
	<b>9202</b>		
✓	<b>Order</b>		
	<b>Aff. Posting</b>		
	<b>Status Rpt</b>		
	<b>UCCJEA</b>		
	<b>Citation</b>		
	<b>FTB Notice</b>		
<b>Petitioners request</b> the court make an <b>order</b> determining that the marriage of Johnny Sharp and Tina Sharp did in fact occur on August 30, 1980 in Ontario, San Bernardino County, California.			
<b>Reviewed by:</b> KT			
<b>Reviewed on:</b> 3/28/16			
<b>Updates:</b>			
<b>Recommendation:</b>			
<b>File 25- Sharp</b>			



Petitioner: Parmjit Sandhu (Pro per – Daughter)

Petitioner: Daljeet Dehesi (Pro per – Daughter)

## Petition for Appointment of Temporary Conservator of the Person

GENERAL HEARING 4/21/2016		NEEDS/PROBLEMS/COMMENTS:
<b>DALJEET DEHESI and PARMJIT SANDHU</b> , daughters, are petitioners and request appointment as temporary co-conservators of the person.		<ol style="list-style-type: none"> <li>Need proof of personal service 5 days prior to the hearing of the <i>Notice of Hearing</i> along with a copy of the temporary petition pursuant to Probate Code 2250.2 for: <ol style="list-style-type: none"> <li>Kulwant Sidhu (proposed conservatee)</li> </ol> </li> <li>Item 6a of the <i>Confidential Conservator Screening Form</i> is incomplete at item 6 regarding if the proposed conservator owes money or has financial obligations to proposed conservatee or vice versa, for both petitioners.</li> <li>Need <i>Duties of Conservator</i> form (GC-348) for proposed co-conservators.</li> <li>Need <i>Confidential Supplemental Information</i> form (GC-312) for proposed conservatee.</li> <li>Petitioner Daljeet Dehesi is not listed at item 11b of the general petition.</li> <li>Petitioner Daljeet Dehesi's address is not listed on item 11b of the general petition.</li> </ol>
<i>See petition for details.</i>		
Cont. from		
<input type="checkbox"/> Aff.Sub.Wit.		
<input checked="" type="checkbox"/> Verified		
<input type="checkbox"/> Inventory		
<input type="checkbox"/> PTC		
<input type="checkbox"/> Not.Cred.		
<input checked="" type="checkbox"/> Notice of Hrg		
<input checked="" type="checkbox"/> Aff.Mail		
<input type="checkbox"/> Aff.Pub.		
<input type="checkbox"/> Sp.Ntc.		
<input type="checkbox"/> Pers.Serv.	X	
<input checked="" type="checkbox"/> Conf. Screen		
<input checked="" type="checkbox"/> Letters		
<input type="checkbox"/> Duties/Supp	X	
<input type="checkbox"/> Objections		
<input type="checkbox"/> Video Receipt		
<input type="checkbox"/> CI Report		
<input type="checkbox"/> 9202		
<input checked="" type="checkbox"/> Order		
<input type="checkbox"/> Aff. Posting		
<input type="checkbox"/> Status Rpt		
<input type="checkbox"/> UCCJEA		
<input type="checkbox"/> Citation		
<input type="checkbox"/> FTB Notice		
		Reviewed by: SEF
		Reviewed on: 3/22/2016
		Updates:
		Recommendation:
		File 26- Sidhu

**27 Graham VanKeuren (GUARD/P)****Case No. 16CEPR00290**

Petitioner: Kristine Lynn Bogdanov (Pro per)

Petitioner: David William Bogdanov (Pro per)

**Petition for Appointment of Temporary Guardian of the Person**

GENERAL HEARING 5/17/2016			NEEDS/PROBLEMS/COMMENTS:
KRISTINE LYNN BOGDANOV and DAVID WILLIAM BOGDANOV, cousin and cousin's husband/former foster parents, are petitioners			<p>2. Petitioners request to be excused from giving notice to the father and mother; a supporting declaration was filed 3/16/2016. If the Court does not dispense with notice, need proof of personal service 5 days prior to hearing of the <i>Notice of Hearing</i> with a copy of the temporary petition <u>or</u> consent and waiver of notice for:</p> <p>a. Nicholas VanKeuren (father)</p> <p>b. Emily Spencer (mother)</p>
<i>See petition for details.</i>			
Cont. from			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
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<input checked="" type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input checked="" type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Reviewed by: SEF			
Reviewed on: 3/22/2016			
Updates:			
Recommendation:			
File 27- VanKeuren			

**27**